

Constitutional and Legislative Affairs Committee

Statutory Instruments with Clear Reports

Monday 29 June 2015 13:30

CLA548 – The Regulation of Private Rented Housing (Information, Periods and Fees for Registration and Licensing) (Wales) Regulations 2015

Procedure: Negative

These Regulations are made under sections 15(1), 15(4), 16(1)(e), 19(1)(b) and (d), 21(4), 23(1)(b), 46 and 142(2) of the Housing (Wales) Act 2014 (“the Act”).

The Regulations set out the information, periods and fees required for an application for registration and an application for a licence under Part 1 of the Act. That Part requires most landlords of domestic dwellings to register with a designated licensing authority. A licence is also required for persons who let or manage most domestic dwellings under that Part.

CLA549 –The Higher Education (Designation of Providers of Higher Education) (Wales) Regulations 2015

Procedure: Affirmative

These Regulations make provision for the designation of certain providers of higher education as institutions for the purpose of the Higher Education (Wales) Act 2015. In addition, the Regulations also make provision for the withdrawal of a designation and the effect of a withdrawal of designation.

CLA550 – The Higher Education (Amounts) (Wales) Regulations 2015

Procedure: Affirmative

These Regulations prescribe the maximum amount which an institution with an approved fee and access plan in force will be able to charge by way of tuition fees for full-time undergraduate courses. Regulation 3 specifies that amount as £9,000 and regulations 4, 5 and 6 prescribe lower maximum amounts in respect of certain courses.

CLA551 –The Higher Education (Fee and Access Plans) (Wales) Regulations 2015

Procedure: Affirmative

These Regulations make provision about fee and access plans as defined in section 2(2) of the Higher Education (Wales) Act 2015 ('the 2015 Act')

In particular, the Regulations set out the information required in a fee and access plan, and the matters the Higher Education Funding Council for Wales ('HEFCW') will take into account when considering the plan for approval. Higher education institutions which want courses to be automatically designated for the purpose of student support (such that students may be eligible for fee grants and loans) must have an approved fee and access plan in place. Once a plan is approved, the institution becomes subject to the provisions of the 2015 Act.

CLA552 – The Emissions Performance Standard (Enforcement) (Wales) Regulations 2015

Procedure: Negative

The Energy Act 2013 imposes an "emissions limit duty" on operators of certain fossil fuel plants. The emissions limit duty ensures that annual carbon dioxide emissions attributable to fossil fuels do not exceed certain amounts.

These regulations create a monitoring and enforcement regime in relation to the emissions limit duty for Wales. The regime includes, among other things: (i) requirements for fossil fuel plant operators to provide information to NRBW relating to generating capacity, carbon capture and storage systems, and total carbon dioxide emissions totals.

Where NRBW believes that an operator has breached the emissions limit duty, NRBW may serve an enforcement notice on the operator. NRBW may also serve a civil penalty notice on an operator who has breached the emissions limit duty.

The regulations also provide for operators to appeal against enforcement notices and civil penalty notices.

CLA553 – The Environmental Damage (Prevention and Remediation) (Amendment) (Wales) Regulations 2015

Procedure: Negative

These Regulations amend the Environmental Damage (Prevention and Remediation) (Wales) Regulations 2009 S.I. 2009/995 (as amended) which implement Directive 2004/35/EC of the European Parliament and of the Council on environmental liability with regard to the prevention and remedying of environmental damage.